

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI**

HOPPOCK LAW FIRM, LLC, *et al.*,

Plaintiffs,

v.

ALEJANDRO MAYORKAS, *et al.*,

Defendants.

Civil Action No. 4:22-cv-00062 (GAF)

\* \* \* \* \*

**PLAINTIFFS' *NUNC PRO TUNC* MOTION FOR ENLARGEMENT OF  
TIME WITHIN WHICH TO FILE FEE PETITION AND BILL OF COSTS**

NOW COME Plaintiffs Hoppock Law Firm, LLC, and Kelly Hewitt to respectfully move the Court under Federal Rule of Civil Procedure 54(d) for a retroactive 49-day extension of time, until 20 October 2022, within which to file their Fee Petition and Bill of Costs. Plaintiffs' Fee Petition was due 15 September and their Bill of Costs was due 22 September.

Plaintiffs request this extension due to excusable neglect. First, Plaintiffs' undersigned counsel Kel McClanahan mistakenly conflated the due date for the Bill of Costs with the due date for the Fee Petition, and so erroneously believed that the Fee Petition was due 22 September as well. He did not realize the mistake until drafting this Motion. Second, Mr. McClanahan has been overwhelmed with an unexpected amount of work since for the month of September, including several time-sensitive matters as well as numerous late-developing logistical issues involving the class he teaches at George Washington University Law School, which have impeded his ability to evaluate his and his co-counsel's time records and propose a conscientious settlement offer to Defendants, as promised in Plaintiffs' Notice of Voluntary Dismissal, Dkt.

#18. He accordingly requests an additional month from today to allow the parties time to discuss settlement options before burdening the Court with a formal Fee Petition and Bill of Costs.

This is the first extension requested for these filings. Defendants have not responded to Mr. McClanahan's attempt to meet and confer with them regarding this Motion.

Date: September 23, 2022

Respectfully submitted,

/s/ Matthew Hoppock  
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*Counsel for Plaintiffs*